

OHIO BOARD OF TAX APPEALS

Tennessee Gas Pipeline Company,)	CASE NO. 2006-K-1147
)	
Appellant,)	(PUBLIC UTILITY PERSONAL PROPERTY TAX)
)	
vs.)	
)	ORDER
William W. Wilkins, Tax Commissioner of Ohio,)	(Terminating Stay of Proceedings)
)	
Appellee.)	

ANR Pipeline Company,)	CASE NO. 2006-K-1170
)	
Appellant,)	(PUBLIC UTILITY PERSONAL PROPERTY TAX)
)	
vs.)	
)	
William W. Wilkins, Tax Commissioner of Ohio,)	
)	
Appellee.)	

APPEARANCES:

For the Appellant	- Vorys, Sater, Seymour and Pease LLP Raymond D. Anderson 52 East Gay Street P.O. Box 1008 Columbus, Ohio 43216-1008
For the Appellee	- Richard Cordray Attorney General of Ohio Barton A. Hubbard Assistant Attorney General State Office Tower-25 th Floor 30 East Broad Street Columbus, Ohio 43215

Entered February 24, 2009

The above-captioned appeals had previously been stayed pending final resolution of *Columbia Gas Transm. Corp. v. Zaino* (July 28, 2006), BTA No. 2003-K-1876, unreported, reversed sub nom. *Columbia Gas Transm. Corp. v. Levin*, 117 Ohio St.3d 122, 2008-Ohio-511, certiorari denied (2009), 555 U.S. ___. Given the United States Supreme Court’s recent denial

of the appellant's petition for certiorari in that case, the stay of proceedings in these appeals is hereby terminated and they are hereby returned to active status on the board's docket.

The parties will be accorded twenty-one days from the issuance of this order to jointly propose a case management schedule in these appeals leading up to and including hearing. If such proposal is not timely filed, these appeals will be scheduled for hearing in the ordinary course of the board's business. The parties are also advised that due to budget restrictions, the board will not secure a court reporter for such hearing. Instead, an audio recording will be made which will serve as the board's official record. However, should the parties wish to voluntarily assume the costs of securing court reporter services, additional information is available on the board's website at <http://www.bta.ohio.gov/CourtRept.pdf>.

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